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**From:** Kirt S. O'Neill  
**Total Pages:** 4  
**Direct Dial:** 210.281.7106  
**Re:** Petition under 37 CFR 1.181

**Message:**

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FAX RECEIVED

OCT 18 2006

OFFICE OF PETITIONS

In re Applicant:

DAVID A. MONROE  
JOHN M. BAIRD

Filed: September 21, 2001

Serial No.: 09/960,126

For: METHOD AND APPARATUS  
FOR INTERCONNECTIVITY  
BETWEEN LEGACY  
SECURITY SYSTEMS AND  
NETWORKED MULTIMEDIA  
SECURITY SURVEILLANCE  
SYSTEM

Art Unit: 2171

Examiner: Patel, Kanjibhai B.

Docket No.: 121817.001.051

PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW  
THE HOLDING OF ABANDONMENTMail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant files this Petition under 37 C.F.R. § 1.181 to withdraw the holding of abandonment of the above application. As grounds for this Petition, Applicant states as follows:

1. A Notice of Non-Compliant Amendment was mailed on July 29, 2005 in response to Applicant's Response to the Office Action dated November 15, 2004. Applicant notes that due to an incorrect status identifier for Claim 25 was the only cause for issuance of the Notice of Non-Compliant Amendment.
2. On October 24, 2005, Applicant responded to the Notice of Non-Compliant Amendment. However, rather than requesting an extension of time which was

available under 37 C.F.R. 1.136(a), Applicant (through previous counsel) filed a petition to revive.

3. A Decision on the petition was rendered on August 28, 2006, dismissing the petition as untimely. However, the Decision states in part:

"In order to make the reply timely, a two (2) month extension of time and fee are required. Applicant has filed the petition fee, \$1,500.00, with the petition. Accordingly, the fee for a two (2) month extension of time, \$450.00, will be charged from the \$1,500.00 submitted, ..." (§ 5)

4. The Decision further states that the application has been referred to Technology Center Art Unit 2142 for continued processing in due course. Therefore, Applicant understood that the reply was considered "timely filed" and the application was in a condition for further examination.

Accordingly, Applicant respectfully petitions the Commissioner to withdraw the holding of abandonment of the above application.

Applicant respectfully requests that this Petition places the above application in a condition for further examination and/or issuance of a Notice of Allowability.

The Commissioner is hereby authorized to withdraw any filing fees or credit any overpayment in association with this Petition from Deposit Account No. 01-0477.

Respectfully submitted,

  
Kirt S. O'Neill, Reg. 38,257

Date: October 18, 2006

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**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being facsimile transmitted to Mail Stop PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 571.273.0025 on October 18, 2006.

*Kirt S. O'Neill*

Kirt S. O'Neill, Reg. No. 38,257